



DEPARTMENT OF COMMERCE
Foreign-Trade Zones Board
(Docket 12-2012)

Foreign-Trade Zone 189 – Kent, Ottawa and Muskegon Counties, Michigan
Application for Reorganization under Alternative Site Framework

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the Kent-Ottawa-Muskegon Foreign-Trade Zone Authority, grantee of FTZ 189, requesting authority to reorganize the zone under the alternative site framework (ASF) adopted by the Board (74 FR 1170, 1/12/09 (correction 74 FR 3987, 1/22/09); 75 FR 71069-71070, 11/22/10). The ASF is an option for grantees for the establishment or reorganization of general-purpose zones and can permit significantly greater flexibility in the designation of new “usage-driven” FTZ sites for operators/users located within a grantee’s “service area” in the context of the Board’s standard 2,000-acre activation limit for a general-purpose zone project. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on March 1, 2012.

FTZ 189 was approved by the Board on January 15, 1993 (Board Order 616, 58 FR 6614, 2/1/1993). The current zone project includes the following sites: Site 1 (8 acres) – 44th Street and Clay Avenue, Wyoming, Kent County; Site 2 (18 acres) – 1920 Lakeshore Drive, Muskegon, Muskegon County; Site 3 (64 acres) – 5353 52nd Street, Cascade Township, Kent County; Site 4 (40 acres) – 500 Mart Street, Muskegon, Muskegon County; Site 5 (5 acres) – 449 Howard Avenue, Holland Township, Ottawa County; Site 6 (80 acres) – 48th & Thornapple River Drive, Cascade Township, Kent County; Site 7 (1.15 acres) – 1210 & 1218 East Pontaluna Road, Norton Shores, Muskegon County; Site 8 (15 acres) – 900 Hall Street SW, Grand Rapids, Kent County; and Site 9 (6 acres) – 2900 Dixie Street, Grandville, Kent County.

The grantee's proposed service area under the ASF would be Kent, Ottawa and Muskegon Counties, Michigan, as described in the application. If approved, the grantee would be able to serve sites throughout the service area based on companies' needs for FTZ designation. The proposed service area is within and adjacent to the Grand Rapids Customs and Border Protection port of entry.

The applicant is requesting authority to reorganize its existing zone project to include all of the existing sites as "magnet" sites. The ASF allows for the possible exemption of one magnet site from the "sunset" time limits that generally apply to sites under the ASF, and the applicant proposes that Site 9 be so exempted. No usage-driven sites are being requested at this time. Because the ASF only pertains to establishing or reorganizing a general-purpose zone, the application would have no impact on FTZ 189's authorized subzones.

In accordance with the Board's regulations, Elizabeth Whiteman of the FTZ Staff is designated examiner to evaluate and analyze the facts and information presented in the application and case record and to report findings and recommendations to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is **[insert date 60 days from date of publication]**. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period to **[insert date 75 days from date of publication]**.

A copy of the application will be available for public inspection at the Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230-0002, and in the "Reading Room"

section of the Board's website, which is accessible via www.trade.gov/ftz. For further information, contact Elizabeth Whiteman at Elizabeth.Whiteman@trade.gov or (202) 482-0473.

Dated: March 1, 2012

Andrew McGilvray
Executive Secretary

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